

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

ADJUSTACAM LLC
Plaintiff

v.

AMAZON.COM, INC. *et al.*,
Defendants

Case No. 6:10-cv-329-LED

JURY TRIAL DEMANDED

**DEFENDANT MICRO ELECTRONICS, INC.’S NOTICE OF JOINDER IN
DEFENDANT DELL INC.’S CORRECTED MOTION TO DISMISS PLAINTIFF’S
ALLEGATIONS OF INDIRECT INFRINGEMENT AND WILLFUL INFRINGEMENT
FOR FAILURE TO STATE A CLAIM**

Defendant Micro Electronics, Inc. (“Micro Center”) hereby joins Defendant Dell Inc.’s Corrected Motion to Dismiss Plaintiff’s Allegations of Indirect Infringement and Willful Infringement for Failure to State a Claim (Docket No. 164) and the associated Notice of Additional Authority Regarding Defendant Dell’s Corrected Motion to Dismiss (Docket No. 180), pursuant to Fed. R. Civ. P. 12(b)(6), and the arguments and authorities found therein.¹

AdjustaCam LLC’s (“AdjustaCam”) allegations of indirect infringement against Micro Center are substantively the same as those it has asserted against Dell, Inc. (“Dell”), and are deficient for the same reasons set forth in Dell’s Motion to Dismiss. *Compare* First Amended Complaint for Patent Infringement (Docket No. 111), ¶ 144 (Micro Center) *with* ¶ 92 (Dell); *see also id.* at ¶ 224 (Micro Center & Dell). Because AdjustaCam has not adequately pled the required facts to support an allegation that Micro Center indirectly or willfully infringed the patent-in-suit, its indirect infringement and willful infringement claims against Micro Center should be dismissed.

¹ Micro Center also is concurrently filing its Answer to AdjustaCam’s First Amended Complaint for Patent Infringement.

DATED: September 17, 2010

By: /s/ Steven R. Daniels

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**ATTORNEYS FOR DEFENDANT
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this notice was served on all counsel of record who have consented to electronic service as this district requires. Local Rule CV-5(a)(3)(A).

/s/ Steven R. Daniels